1 2 3 4 5 6 IN THE UNITED STATES DISTRICT COURT 7 FOR THE DISTRICT OF ARIZONA 8 Charles Marshall, No. CV13-1361 PHX DGC (JFM) 9 Petitioner, **ORDER** 10 v. 11 Charles L. Ryan, et al., 12 Respondents. 13 14 Petitioner Charles Marshall has filed a petition for writ of habeas corpus pursuant 15 to 28 U.S.C. § 2254. Doc. 1. United States Magistrate James F. Metcalf has issued a 16 report and recommendation ("R&R") recommending that the petition be denied and 17 dismissed with prejudice. Doc. 13. No objection has been filed, which relieves the Court 18 of its obligation to review the R&R. See 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(3); 19 Thomas v. Arn, 474 U.S. 140, 149 (1985); United States v. Reyna-Tapia, 328 F.3d 1114, 20 1121 (9th Cir. 2003). The Court will accept the R&R and deny the petition. 21 IT IS ORDERED: 22 1. The R&R (Doc. 13) is accepted. 23 2. The petition for writ of habeas corpus (Doc. 1) is **denied and dismissed** 24 with prejudice. 25 3. A certificate of appealability and leave to proceed in forma pauperis on 26 appeal are **denied** 27

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1	4. The Clerk is directed to <b>terminate</b> this action.
2	Dated this 24th day of February, 2014.
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5	Daniel Gr. Campbell
6	David G. Campbell United States District Judge
7	Offited States District Judge
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